

2010 NOV -4 P 2: 1

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Attorney for Plaintiff; Pro Per

**UNITED STATES DISTRICT COURT**

**FOR THE DISTRICT OF NEVADA**

ROBERT D. BARNHART,

Plaintiff,

vs.

CHEVY CHASE BANK, FSB, MORTGAGE  
ELECTRONIC REGISTRATION SYSTEM,  
INC., T.D. SERVICE COMPANY, CAPITAL  
ONE, N.A, DOES 1 THROUGH X & ROES XI  
THROUGH XX, INCLUSIVE,

Defendants.

Case No. 2:10-cv-01780-PMP-LRL

PLAINTIFF'S NOTICE OF  
VOLUNTARY DISMISSAL  
OF CORPORATE DEFENDANT  
CAPITAL ONE, N.A. PURSUANT  
TO F. R. Civ. P 41(a)(1)

TO THE DISTRICT COURT AND TO ALL INTERESTED PARTIES:

PLEASE TAKE NOTICE that pursuant to Fed. R. Civ. P. 41(a)(1) Defendant Capital  
One N.A. not having filed or served an answer, motion for summary judgment or other  
responsive pleading, Plaintiff herein voluntarily dismisses the above-captioned action against  
corporate defendant Capital One, N.A. without prejudice.

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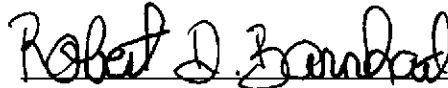
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1 Plaintiff represents that he has not and will not receive any payment, direct or indirect,  
2 in connection with the dismissal of the action.

3 DATED this the 4 day of November, 2010.

4 Respectfully submitted,

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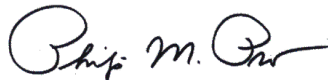
8 ROBERT D. BARNHART

9 2553 Red Arrow Drive

10 Las Vegas, NV 89135

11 Telephone: (702) 804-7100

12 IT IS SO ORDERED.

13  
14 

15 PHILIP M. PRO, UNITED STATES DISTRICT JUDGE

16  
17 DATED: November 8, 2010.

CERTIFICATE OF MAILING

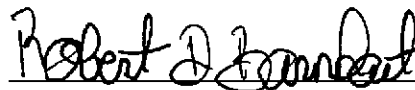
The undersigned certifies that he has placed a true and correct copy of the attached Objection to the filing of Notice of Removal and Removal for Lack of Jurisdiction in a sealed envelope with postage pre-paid and affixed, posted same with the United States Postal Service for mailing to the following:

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McDonald Carano Wilson LLP  
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Dated: 11-4-2010



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